

April 29, 1968.

390 U. S.

SOUTHERN PACIFIC CO. ET AL. *v.*
UNITED STATES ET AL.

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA.

No. 1159. Decided April 29, 1968.

277 F. Supp. 671, affirmed.

Alan C. Furth, Robert L. Pierce, William P. Higgins
and *G. Clark Cummings* for appellants.

*Solicitor General Griswold, Assistant Attorney Gen-
eral Turner, Robert W. Ginnane and Betty Jo Christian*
for the United States et al.; *Ernest Porter, Dennis Mc-
Carthy, E. L. Van Dellen, Walter G. Treanor and E. Bar-
rett Prettyman, Jr.*, for Denver & Rio Grande Western
Railroad Co. et al., appellees.

PER CURIAM.

The motions to affirm are granted and the judgment
is affirmed.

HOSACK ET AL. *v.* SMILEY ET AL.

APPEAL FROM THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLORADO.

No. 1196. Decided April 29, 1968.

276 F. Supp. 876, affirmed.

Melvin L. Wulf for appellants.

Duke W. Dunbar, Attorney General of Colorado, and
John P. Holloway, Assistant Attorney General, for
appellees.

PER CURIAM.

The motion to affirm is granted and the judgment is
affirmed.